HOUSE No. 128

The Commonwealth of Massachusetts

PRESENTED BY:

Christine P. Barber

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act ensuring equal access to medical treatments essential for people with a developmental disability, intellectual disability, or autism.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Christine P. Barber	34th Middlesex	1/12/2023
Mindy Domb	3rd Hampshire	1/12/2023
Sean Garballey	23rd Middlesex	1/23/2023
Josh S. Cutler	6th Plymouth	1/26/2023
Lindsay N. Sabadosa	1st Hampshire	1/30/2023
Vanna Howard	17th Middlesex	1/30/2023
Kay Khan	11th Middlesex	2/1/2023
Michael D. Brady	Second Plymouth and Norfolk	2/2/2023
Brian M. Ashe	2nd Hampden	2/2/2023
Paul McMurtry	11th Norfolk	2/8/2023
Tricia Farley-Bouvier	2nd Berkshire	2/9/2023
James B. Eldridge	Middlesex and Worcester	2/11/2023
Frank A. Moran	17th Essex	2/16/2023
Steven S. Howitt	4th Bristol	2/16/2023
Susannah M. Whipps	2nd Franklin	2/16/2023
David Allen Robertson	19th Middlesex	2/16/2023
Adrianne Pusateri Ramos	14th Essex	2/18/2023

Jennifer Balinsky Armini	8th Essex	2/21/2023
Patrick Joseph Kearney	4th Plymouth	2/22/2023
Natalie M. Higgins	4th Worcester	2/22/2023
Patricia A. Duffy	5th Hampden	2/22/2023
Simon Cataldo	14th Middlesex	2/23/2023
David Paul Linsky	5th Middlesex	2/23/2023
David Henry Argosky LeBoeuf	17th Worcester	2/23/2023
Samantha Montaño	15th Suffolk	2/24/2023
Patrick M. O'Connor	First Plymouth and Norfolk	3/2/2023
Michelle L. Ciccolo	15th Middlesex	3/2/2023
William J. Driscoll, Jr.	7th Norfolk	3/6/2023
Thomas M. Stanley	9th Middlesex	3/15/2023
Tackey Chan	2nd Norfolk	3/24/2023
Carmine Lawrence Gentile	13th Middlesex	4/1/2023
Joan B. Lovely	Second Essex	6/29/2023
Rebecca L. Rausch	Norfolk, Worcester and Middlesex	7/5/2023
Estela A. Reyes	4th Essex	10/19/2023
James C. Arena-DeRosa	8th Middlesex	10/23/2023
Edward R. Philips	8th Norfolk	10/23/2023
Patricia A. Haddad	5th Bristol	10/24/2023
Natalie M. Blais	1st Franklin	10/25/2023
Margaret R. Scarsdale	1st Middlesex	10/26/2023
Tommy Vitolo	15th Norfolk	10/31/2023
Adrian C. Madaro	1st Suffolk	11/15/2023
Rodney M. Elliott	16th Middlesex	11/25/2023
James K. Hawkins	2nd Bristol	12/7/2023
Erika Uyterhoeven	27th Middlesex	12/15/2023
Judith A. Garcia	11th Suffolk	12/21/2023
Brian W. Murray	10th Worcester	1/8/2024
Russell E. Holmes	6th Suffolk	3/6/2024

HOUSE No. 128

By Representative Barber of Somerville, a petition (accompanied by bill, House, No. 128) of Christine P. Barber and others relative to ensuring equal access to medical treatments essential for people with a developmental disability, intellectual disability, or autism. Children, Families and Persons with Disabilities.

[SIMILAR MATTER FILED IN PREVIOUS SESSION SEE HOUSE, NO. 184 OF 2021-2022.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Third General Court (2023-2024)

An Act ensuring equal access to medical treatments essential for people with a developmental disability, intellectual disability, or autism.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Chapter 118E of General Laws, as appearing in the 2018 Official Edition is hereby
- 2 amended by inserting after section 62 the following section:-
- 3 Section 63. The Division shall cover the cost of habilitative and rehabilitative medically
- 4 necessary treatments for individuals aged 21 and older who are receiving coverage under this
- 5 chapter and who have been diagnosed with any of the following disorders as defined in the most
- 6 recent version of the Diagnostic and Statistical Manual of Mental Disorders (DSM):
- 7 developmental disability, an intellectual disability, or autism spectrum disorder. The diagnoses
- 8 must be made by a licensed physician or a licensed psychologist who determines the care to be
- 9 medically necessary. Treatments shall include, but shall not be limited to, applied behavior

- analysis provided or supervised by a licensed behavior analyst that is necessary to develop,
- maintain or restore, to the maximum extent practicable, the functioning of an individual. In
- 12 addition, the Division shall cover the cost of both dedicated and non-dedicated augmentative and
- 13 alternative communication devices, including, but not limited to, medically necessary tablets.